

AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

Western District of Texas

Brian Thompson and Sheila Thompson

Plaintiff(s)

v.

Ryan Cate and the City of Trinidad, Texas

Defendant(s)

Civil Action No. 6:24-cv-67-ADA-DTG

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) The City of Trinidad, through its mayor, Larry D. Estes, 212 Park St., Trinidad, TX 75163

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Roger Topham, Attorney at Law, 13809 Research Blvd. #500, Austin, TX 78750

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

CLERK OF COURT, PHILIP J. DEVLIN

Date: 02/09/2024

Signature of Clerk or Deputy Clerk

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PROOF OF SERVICE*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for (name of individual and title, if any) CITY OF TRINIDAD TEXAS
was received by me on (date) 2/5/2024

☐ I personally served the summons on the individual at (place) _____
on (date) _____; or

☐ I left the summons at the individual's residence or usual place of abode with (name) _____
_____, a person of suitable age and discretion who resides there,
on (date) _____, and mailed a copy to the individual's last known address; or

☒ I served the summons on (name of individual) Terri Newhase (City Administrator), who is
designated by law to accept service of process on behalf of (name of organization) CITY OF TRINIDAD
TEXAS, 212 PARK ST. TRINIDAD TEXAS on (date) 2/12/2024; or

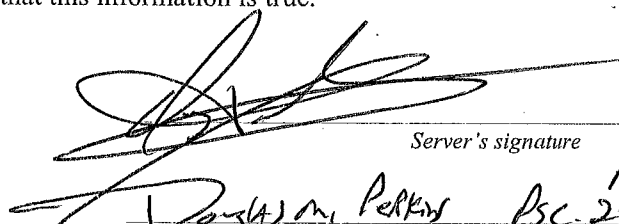
☐ I returned the summons unexecuted because _____; or

☐ Other (specify): _____

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ 0.00.

I declare under penalty of perjury that this information is true.

Date: 2-12-2024



Server's signature
Douglas M. Perkins Process Server

Printed name and title PSC-2565 EXP. 3-31-2025

209 W. CORSICANA ST. ARLING, TEXAS 75251

Server's address

Additional information regarding attempted service, etc: